

6/13/68

Mr. Wm. Lucas
Dufours, Levy, Marx and Lucas
National Bank of Commerce Bldg.,
New Orleans, La.

Dear Bill,

So far there has been no effort made to serve me, in either suit.

I was in New York over the weekend to speak at a rally to mark the assassination of Bobby Kennedy (didn't I tell you there would be more?) and spoke to Dick Gallen, of Canyon. They had not been served and knew only what I had sent them of the suit.

At this point is it not appropriate to ask if you have any laws in Louisiana? I don't have to ask about the papers; I know them.

What we have here is a mechanism for legal libel.

All a man of bad will and evil mind like Bringuier need do to defame those he doesn't like, damage those he opposes, is go through the motions of suing, get the carefully-cultivated publicity, and let it rest.

I think you best of all know the effect of the Canyon suit, for with Grove handling OSWALD IN NEW ORLEANS, Roufa's objection was overcome. I had already discussed this with you. So, he files a suit and does nothing to serve either principal.

If it meets with your approval, I'd like you to issue a statement to the papers setting this forth, adding that the identically-worded suit was dismissed with prejudice (without mention in the papers, which gave considerable attention to its filing) yet, despite this legal history, was again well-publicized when refiled, and that no effort of any kind had been made to serve me even though I spent almost two weeks in New Orleans and walked past Bringuier's store. Canyon could have been served by mail if Dell and Saga could be.

Would failure to make any effort to serve be regarded by the court as evidence of intent to damage by frivolous suits?

I leave it up to you. But I want you to know that there has been no service.

Sincerely,

Harold Weisberg